IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jutta Anna TÜRCK; John Anthony Charles

Confirmation No.:

To Be Assigned

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Serial No.:

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Art Unit:

To Be Assigned

Serial No. 09/469,211, filed December 22, 1999]

Filed:

December 8, 20003

Examiner:

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For:

CONTROL OF GENE EXPRESSION IN

Attorney Docket No.: 9341-033-999

EUKARYOTES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

This application is a continuation application under 37 C.F.R. §1.60 or §1.53(b) or (d).

Enclosures accompanying this Information Disclosure Statement is a list of all patents, publications, applications, or other information submitted for consideration by the office.

Pursuant to 37 C.F.R. §1.98(d) copies of publications on the list accompanying this Information Disclosure Statement have previously been submitted in the parent application serial no. 09/469,211, filed December 22, 1999, and are not being submitted.

This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b) before the mailing of the first Office action on the merits. However, the Commissioner is authorized to charge any additional fee required or credit any overpayment for this Information Disclosure Statement to Pennie & Edmonds LLP Deposit Account No. 16-1150.

No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than a search report of a foreign counterpart application or PCT International Search Report if submitted herewith). 37 C.F.R. §§1.97(g) and (h).

Respectfully submitted,

Date:

December 9, 2003

T. Christopher Tsang

PENNIE & EDMONDS LLP 1155 Avenue of the Americas New York, New York 10036-2711 (212) 790-9090

Enclosures

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LIST OF REFERENCES CITED BY APPLICANT				ATTY DOCKET NO.		APPLICATION NO		
				9341-033-999		To Be Assigned		
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I WAR	A01	5,659,122	8/19/1997	Austin		CLASS	SOBCLASS	II ATROINATE
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	FOREIGN PATENT DOCUMENTS							
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	B01	WO99/00517	1/7/99	PCT				
	B02	WO 97/20056	6/5/97	PCT				
	B03	WO 96/27673	9/12/96	PCT				
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EXAMINER	DATE CONSIDERED

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.